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| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>   |   | ATTORNEY'S DOCKET NUMBER<br>M: 2605<br><b>10/509040</b><br>U.S. APPLICATION NO. (37 CFR 1.5) |
| INTERNATIONAL APPLICATION NO.<br>PCT/EP03/02252   | INTERNATIONAL FILING DATE<br>05.03.2003 | PRIORITY DATE CLAIMED<br>27.03.2002 and 26.07.2002   |
| TITLE OF INVENTION<br>DEVICE AND METHOD FOR DETECTING CELLULAR PROCESSES BY MEANS<br>OF LUMINESCENCE MEASUREMENTS   |   |  |
| APPLICANT(S) FOR DO/EO/US<br>Mirko LEHMANN and Holger KLAPPROTH   |   |  |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:   |   |  |
| 1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.<br>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.<br>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.<br>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).<br>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))<br>a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).<br>b. <input type="checkbox"/> has been communicated by the International Bureau.<br>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).<br>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).<br>a. <input checked="" type="checkbox"/> is attached hereto.<br>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).<br>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))<br>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).<br>b. <input type="checkbox"/> have been communicated by the International Bureau.<br>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.<br>d. <input type="checkbox"/> have not been made and will not be made.<br>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).<br>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).<br>10. <input checked="" type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).<br><br>Items 11 to 20 below concern document(s) or information included:<br>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.<br>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.<br>13. <input checked="" type="checkbox"/> A preliminary amendment.<br>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.<br>15. <input type="checkbox"/> A substitute specification.<br>16. <input type="checkbox"/> A power of attorney and/or change of address letter.<br>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.<br>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).<br>19. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).<br>20. <input checked="" type="checkbox"/> Other items or information: (2) Priority Docs. Cert. of Express Mailing, German IPER, (2) Verifications of Translation |   |  |

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

| U.S. APPLICATION NO. (if known, see 37 CFR 1.5)<br><div style="font-size: 2em; font-weight: bold; text-align: center;">10/509040</div>   |              | INTERNATIONAL APPLICATION NO.<br>PCT/EP03/02252 |            | ATTORNEY'S DOCKET NUMBER<br>Mic.7605   |    |              |              |           |  |
|--|--------------|---|------------|--|----|--------------|--------------|-----------|--|
| 21. <input checked="" type="checkbox"/> The following fees are submitted:<br><b>BASIC NATIONAL FEE (CFR 1.492(a)(1)-(5)):</b><br>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO.....\$1080.00<br>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO .....\$920.00<br>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO .....\$770.00<br>International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) .....\$730.00<br>International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) .....\$100.00<br><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b> |              |   |            | <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">CALCULATIONS</th> <th style="text-align: left;">PTO USE ONLY</th> </tr> <tr> <td style="height: 100px; vertical-align: bottom;">\$ 920.00</td> <td></td> </tr> </table> |    | CALCULATIONS | PTO USE ONLY | \$ 920.00 |  |
| CALCULATIONS   | PTO USE ONLY |   |            |  |    |              |              |           |  |
| \$ 920.00  |              |   |            |  |    |              |              |           |  |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).   |              |   |            | <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">\$ 130.00</td> <td></td> </tr> </table>   |    | \$ 130.00    |              |           |  |
| \$ 130.00  |              |   |            |  |    |              |              |           |  |
| CLAIMS   | NUMBER FILED | NUMBER EXTRA                                    | RATE       | \$   |    |              |              |           |  |
| Total claims   | 17 - 20 =    |   | X \$18.00  | \$   |    |              |              |           |  |
| Independent claims   | 2 - 3 =      |   | X \$86.00  | \$   |    |              |              |           |  |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)  |              |   | + \$290.00 | \$   |    |              |              |           |  |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>   |              |   |            | \$ 1,050.00  |    |              |              |           |  |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.   |              |   |            | \$   |    |              |              |           |  |
| <b>SUBTOTAL =</b>  |              |   |            | \$ 1,050.00  |    |              |              |           |  |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).  |              |   |            | \$   |    |              |              |           |  |
| <b>TOTAL NATIONAL FEE =</b>  |              |   |            | \$ 1,050.00  |    |              |              |           |  |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property   |              |   |            | \$   |    |              |              |           |  |
| <b>TOTAL FEES ENCLOSED =</b>   |              |   |            | \$ 1,050.00  |    |              |              |           |  |
|  |              |   |            | Amount to be refunded:   | \$ |              |              |           |  |
|  |              |   |            | Amount to be charged:  | \$ |              |              |           |  |
| a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1,050.00</u> to cover the above fees is enclosed.<br>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.<br>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0079</u> . A duplicate copy of this sheet is enclosed.<br>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  |              |   |            |  |    |              |              |           |  |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.   |              |   |            |  |    |              |              |           |  |
| SEND ALL CORRESPONDENCE TO:<br><br>Patrick J. O'Shea, Esq.<br>Gauthier & Connors LLP<br>225 Franklin St., Ste 3300<br>Boston, MA 02110<br>617-426-9180   |              |   |            |  |    |              |              |           |  |
|  |              |   |            | <div style="text-align: center;"> <br/>           SIGNATURE         </div> <div style="text-align: center;"> <u>Patrick J. O'Shea</u><br/>           NAME         </div> <div style="text-align: center;"> <u>35,305</u><br/>           REGISTRATION NUMBER         </div>   |    |              |              |           |  |

10/509040

DT09 Rec'd PCT/PTO 27 SEP 2004

Docket No: Micronas.7605

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Lehmann et al..

GROUP: Not yet assigned

INTERNATIONAL  
APPLN. NO.: PCT/EP03/02252

EXAMINER: Not yet assigned

SERIAL NO: Not yet assigned

INTERNATIONAL  
FILING DATE: 05 March 2003

FOR: DEVICE AND METHOD FOR DETECTING CELLULAR PROCESSES  
BY MEANS OF LUMINESCENCE MEASUREMENTS

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. §1.10**

I hereby certify that the attached Transmittal Letter (PTO-1390) and the items referred to as being enclosed therewith are being deposited with the United States Postal Service on this date September 27, 2004 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number EV535851673US addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Tanya R. Bellanti